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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**  
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10 PAUL MEGINO, *et al.*,

11 Plaintiffs,

12 v.

13 NATIONAL DEFAULT SERVICING  
14 CORP., *et al.*,

15 Defendants.

Case No. 2:09-CV-00370-KJD-GWF

**ORDER**

16 Plaintiffs' Complaint was filed in state court on October 27, 2008. Federal Rule of Civil  
17 Procedure 4(m) requires service of summons and complaint to be made upon a defendant 120 days  
18 after the filing of the complaint. The 120 day time period for effecting service of the summons and  
19 complaint upon Defendant National Default Servicing Corporation expired no later than February 27,  
20 2009. Plaintiffs have not yet filed proof of service on Defendant National Default Servicing  
21 Corporation.

22 Accordingly, IT IS HEREBY ORDERED that Plaintiffs shall have up to and including  
23 January 21, 2011 to file proof of service of the summons and complaint within the allowed time.

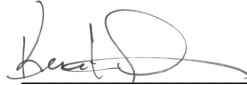
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1 If Plaintiffs fail to respond or to file proof of service, the Court will dismiss the complaint without  
2 prejudice against the remaining defendant in accordance with Federal Rule of Civil Procedure 4(m).

3 DATED this 7<sup>th</sup> day of January 2011.

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7 Kent J. Dawson  
8 United States District Judge  
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